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Counsel for Defendant MARY SANTOS MORALES

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. CR 09-01151-JF
	)	
Plaintiff,	)	STIPULATION AND [PROPOSED]
	)	ORDER CONTINUING HEARING DATE
vs.	)	AND EXCLUDING TIME UNDER THE
	)	SPEEDY TRIAL ACT
MARY SANTOS MORALES,	)	
	)	
Defendants.	)	
_____	)	

**STIPULATION**

Defendant Mary Santos Morales, by and through Assistant Federal Public Defender Varell L. Fuller, and the United States, by and through Assistant United States Attorney Jeffrey B. Schenk, hereby stipulate that, with the Court's approval, that the status hearing currently set for Thursday, March 25, 2010 at 9:00 a.m., shall be continued to Thursday, April 29, 2010 at 9:00 a.m.

The reason for the continuance is to allow time for further defense investigation into issues relevant to the parties ongoing settlement discussions and defense counsel's effective preparation.

The parties agree that the time between March 25, 2010 and April 29, 2010 is excludable under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), for effective preparation by

1 defense counsel.

2 Dated: March 19, 2010

3 \_\_\_\_\_  
4 /s/  
VARELL L. FULLER  
Assistant Federal Public Defender

5 Dated March 19, 2010

6 \_\_\_\_\_  
7 /s/  
JEFFREY B. SCHENK  
Assistant United States Attorney

8  
9 **~~{PROPOSED}~~ ORDER**

10 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY  
11 ORDERED that the hearing currently set for Thursday, March 25, 2010, shall be continued to  
12 Thursday, April 29, 2010, at 9:00 a.m.

13 THE COURT FINDS that failing to exclude the time between March 25, 2010, and April  
14 29, 2010, would unreasonably deny defense counsel reasonable time necessary for effective  
15 preparation, taking into account the exercise of due diligence. See 18 U.S.C. §  
16 3161(h)(7)(B)(iv).

17 THE COURT FURTHER FINDS that the ends of justice served by excluding the time  
18 between March 25, 2010, and April 29, 2010, from computation under the Speedy Trial Act  
19 outweigh the interests of the public and the defendant in a speedy trial.

20 THEREFORE, IT IS HEREBY ORDERED that the time between March 25, 2010, and  
21 April 29, 2010, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. §  
22 3161(h)(7)(A) and (B)(iv).

23 IT IS SO ORDERED.

24 Dated: 3/23/10

25  
26  
  
\_\_\_\_\_  
THE HONORABLE JEREMY FOGEL  
United States District Court Judge